



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

DECLARATION OF LYNN WEIDENFELLER

APPLICANTS: Gernot HOYLER CONFIRMATION NO.: 1423  
SERIAL NO.: 09/096,113 GROUP ART UNIT: 2123  
FILED: June 11, 1998 EXAMINER: Hugh M Jones  
TITLE: "COMPUTER-AIDED SIMULATION METHOD FOR  
DETERMINING THE ELECTROMAGNETIC FIELD OF A BODY"

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

S I R:

I, LYNN WEIDENFELLER, declare and state as follows:

1. I am supervisor of the Patent Docketing Department for the law firm of Schiff, Hardin LLP (formerly Schiff Hardin & Waite PC). I supervise docketing of all communications between the firm of Schiff, Hardin LLP and the United States Patent and Trademark Office.

2. I have reviewed the file for the above-referenced application, and I have confirmed that the Office Action dated May 19, 2003 rendered in connection with this application is not present in that file, and no entries were made at the locations where entries would have been made if such an Office Action had been received at that time.

In addition to personally entering the Office Action in the file if it had been received shortly after May 19, 2003, I would have made entries at three different locations evidencing receipt of that Office Action. No entries were made at any of those locations, indicating that the Office Action was not received.

The first location where I would have made an entry is on the front of the file. Attached hereto as Attachment A is a copy of the front of the file, indicating that the last

document that was sent to the Patent and Trademark Office was the RCE and IDS on December 10, 2002. This file also indicates that the Petition to Withdraw the Holding of Abandonment was mailed on February 6, 2004. The intervening indication of receipt of PTOL 37 on December 6, 2002 is from the original application, however, the RCE was filed because of the discovery of a new prior art reference. The firm name of Hill Steadman & Simpson is on this file copy because that was the predecessor firm to the current firm of Schiff Hardin LLP.

The other location where I would have made an entry if the May 19, 2003 Office Action had been received is in our computer docket system. Attached hereto as Attachment B is a printout of the docket for this application, and it can be seen that there is no entry for an Office Action dated May 19, 2003.

The third location at which I would have made an entry is in a record book that I maintain wherein, upon receipt of any item from the Patent Office for which a response is due, I enter the due date for that item at the time it is received. When the response is then sent to the Patent and Trademark Office, I make an entry at the proper location indicating that the response has been sent. Attached hereto as Attachment C is a copy of the relevant page from this record wherein I would have made an entry for August 19, 2003 (three months after the May 19, 2003 Office Action) indicating that a response was due on that date. As can be seen from Amendment C, no entry has been made.

Based on my own review of the file and the absence of entries at any of these three locations where entries would have been made if the May 19, 2003 Office Action had been received, I conclude that the May 19, 200 Office Action was not received at Schiff Hardin LLP. It should be noted that the address for Schiff Hardin LLP has not changed since it was doing business as Schiff Hardin & Waite. The address has at all times been 6600 Sears Tower, 233 S. Wacker Drive, Chicago, IL 60606.

3. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issued thereon, or any patent to which this verified statement is directed.

DATE:

June 21-2004

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Lynn Weidenfeller  
LYNN WEIDENFELLER



# Invention Data

Friday, June 18, 2004

Case Number: P98,0318

Client: 27324 Schweiger & Partner

Client Reference #: GR97P1722

Disclosure Status: Filed

Owner: 50422 SIEMENS AKTIENGESELLSCHAFT

Reel: 9243

Frame: 0998 ID: 100742014A

Attorney(s): JDS

SHN

Title: COMPUTER-AIDED SIMULATION METHOD FOR  
DETERMINING THE ELECTROMAGNETIC FIELD  
OF A BODY

Priority Date:

Country:

Inventors:

HOYLER, GERHARD

## Country Applications

Ctry	Sub Case	Case Type	Status	Application Number	Filing Date	Patent Number	Issue Date
US		ORD	Dropped	09/ 096,113	11-Jun-1998		
US	01	RCE	Pending	09/ 096,113	11-Jun-1998		

Abstract:

Remarks: SCHIFF BILLING NO. 26965-1620

NEW SCHIFF BILLING NO. 27324-0005 AS OF OCT. 31, 2001

User ID: barbc

Date Created: 10-Feb-1998

Last Update: 04-Mar-2003



## Country Application

18-Jun-04

Country: US

SubCase: 01

Case Number: P98,0318

United States of America

Client Reference #: GR97P1722US

Case Type: RCE

Application Status: Pending

Application Number: 09/ 096,113

Filing Date: 11-Jun-1998

Patent Number:

Issue Date:

Publication Number:

Publication Date:

Priority Number:

Priority Date:

Tax Schedule: LE

Expiration Date:

Tax Start Date:

Agent:

Agent Reference #:

### List Of User Actions

Action(s) Du	Due Date	Action Taken
POSTCARD	31-Dec-2002	Due Date 09-Jan-2003
Status Inquiry	06-Mar-2003	Due Date 06-Feb-2004
Information Disclosure Stmtnt	10-Mar-2003	Due Date 10-Dec-2002
Awaiting Examiner Response	06-Jun-2004	Due Date 29-Apr-2004
Petition Reply	22-Jun-2004	Due Date

Remarks: CONFIRMATION NO. 1423

RCE FILING POST CARD RECEIPT STAMPED DEC. 16, 2002 IN THE USPTO

PETITION TO WITHDRAW ABANDONMENT FEB. 6, 2004

DECISION ON PETITION DISMISSED PER PTO PAPER DATED APRIL 22, 2004

User ID: lweidenf

Date Created: 10-Dec-2002

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